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5/10/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

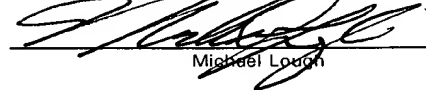
Applicant: Monforte *et al.*
Serial No.: 09/139,386
Filed: August 25, 1998
For: *PRIMERS USEFUL FOR SIZING
NUCLEIC ACIDS*
Art Unit: 1637
Conf. No.: 5243

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Michael Louch

Examiner: Tung, J.

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Rejection, dated December 4, 2003, finally rejecting Claims 1-21. An Amendment after Final Rejection, and a check for the fees for the Notice of Appeal and a two (2) month extension of time are filed herewith.



The Commissioner is hereby authorized to charge any fee, including that submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

05/06/2003 MGE BREM1 00000084 09139386


01 FC:2401 160.00 OP

05/06/2003 MGE BREM1 00000084 09139386

02 FC:2252 205.00 OP

Respectfully submitted,
Heller Ehrman White & McAuliffe LLP

By:


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